

# **EXHIBIT 2**

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

SUPERIOR COURT DEPARTMENT  
OF THE TRIAL COURT  
SUCR 071882

\* \* \* \* \*  
COMMONWEALTH OF MASSACHUSETTS

- VS -

MOTION HEARING  
DAY ONE

SHAWN DRUMGOLD

\* \* \* \* \*

TRANSCRIPT OF PROCEEDINGS

BEFORE: ROUSE, J

July 29, 2003  
Boston, Massachusetts

APPEARANCES:

DAVID MEIER, Esquire, Assistant District  
Attorney, for the Commonwealth

ROSEMARY SCAPICCHIO, Esquire, for the Defendant

Mary M. Wrighton  
Official Court Reporter

I N D E X

WITNESSES:

PAGE

OLISA GRAHAM

direct examination by Ms. Scarpicchio	12
cross examination by Mr. Meier	35

GEMINI HULLUM

direct examination by Ms. Scarpicchio	114
cross examination by Mr. Meier	127
redirect examination by Ms. Scarpicchio	152

VANTRELL MCPHERSON

direct examination by Ms. Scarpicchio	155
cross examination by Mr. Meier	172
redirect examination by Ms. Scarpicchio	187

\* \* \* \* \*

EXHIBITS:

No. 1 - document marked and admitted	29
No. 2 - affidavit marked and admitted	32
No. 3 - map marked and admitted	37
No. 4 - map marked and admitted	37
No. 5 - document marked and admitted	189

1 questions about where Shawn was?

2 A Yes.

3 Q On this day?

4 A Yes, I do.

5 Q Okay. And prior to that contact had you ever  
6 been contacted by anyone else in law enforcement?

7 A No, ma'am.

8 Q Okay. Had you ever been contacted by anyone else  
9 that represented Mr. Drumgold relative to your  
10 testimony?

11 A No.

12 Q And had you had an opportunity to speak to anyone  
13 in Mr. Drumgold's family?

14 A No.

15 Q Okay. And other than the letters that you wrote  
16 to Shawn Drumgold and he wrote back to you, did  
17 you ever have any other contact with Shawn  
18 Drumgold?

19 A No.

20 Q Okay. And when you met with the investigator  
21 that was representing Shawn sometime in 2000 -- a  
22 couple months ago, was that it?

23 A Yes.

24 Q The investigator came to see you?

1 A Yes.

2 Q Okay. And when you met with that investigator  
3 and myself, did you tell them what you have told  
4 the Court here today?

5 A Yes, I did.

6 Q And subsequent to that, the initial conversation,  
7 did you have some hesitation as to whether or not  
8 you wanted to sign an affidavit in this case?

9 A Yes, I did.

10 Q Okay. And did you, in fact, indicate that you  
11 didn't want to sign an affidavit in this case?

12 A I did at one point.

13 Q Okay. And what was the reason for that?

14 A Because I have three children that I raise by  
15 myself and I just was intimidated because, back  
16 when everything happened, the police were very  
17 brutal and mean to people in general when they  
18 would come through the area that we live which  
19 was a highly drug infested area, and I just  
20 didn't want to get involved because I have a  
21 family to raise and I didn't want to get involved  
22 in any of it.

23 Q Okay.

24 A Because they were basically not too nice when

1 talking to people.

2 Q Okay. And you were concerned about the police  
3 interviewing you?

4 A Exactly.

5 Q Okay. And since the time that you spoke to my  
6 investigator, have any police, Boston Police  
7 officers attempted to interview you?

8 A No.

9 Q Okay. And with respect to what happened on  
10 August 18 -- I'm sorry, August 19, 1988, what  
11 took you so long to come forward and tell your  
12 story?

13 A What I just told you, first off, I did not want  
14 to deal with the police, talking to them, because  
15 they were mean and very intimidating and I was  
16 nineteen years old, out in the street. I lived  
17 with the Graham family because I was homeless and  
18 I had my first son which I was raising by myself  
19 at the time and it just wasn't a priority in my  
20 life.

21 Q Okay. And at this point in time you have three  
22 children and you've changed your position in  
23 terms of wanting to come in here and give this  
24 testimony?

1 A Yes.

2 MS. SCARPICCHIO: I have no further  
3 questions.

4 THE COURT: Thank you very much. Cross  
5 examination.

6

7 CROSS EXAMINATION

8 BY MR. MEIER:

9 Q Ms. Hullum, what's your date of birth?

10 A 2/1/69.

11 Q Excuse me?

12 A 2/1/69.

13 Q And how long have you known Shawn Drumgold?

14 A Since I was a kid, around eleven, twelve,  
15 thirteen.

16 Q And how did you come to know Shawn Drumgold when  
17 you were eleven, twelve or thirteen?

18 A He used to go to middle school with my, one of my  
19 older sisters and his family lived in the area  
20 where my mother lived.

21 Q And when you were eleven, twelve or thirteen,  
22 were you going to school?

23 A Yes.

24 Q What grade were you in when you were eleven,

1 twelve or thirteen?

2 A Seventh grade.

3 Q And were you friendly with Mr. Drumgold when you  
4 were in seventh grade?

5 A Yes.

6 Q And were you friendly with Mr. Drumgold  
7 throughout seventh, eighth and ninth grade?

8 A Yes.

9 Q And were you friendly with Mr. Drumgold when you  
10 were in tenth, eleventh and twelfth grade?

11 A I never made it to eleventh grade, but, yes.

12 Q And in addition to your relationship with Mr.  
13 Drumgold socially, did you have any personal  
14 relationship with him?

15 A Never.

16 Q Excuse me?

17 A No.

18 Q In any event, you were friendly with Olisa  
19 Graham?

20 A Yes.

21 Q And how long did you know Olisa Graham?

22 A Since seventh grade.

23 Q And did you know Olisa Graham's sisters?

24 A Yes.



1 Q And what are her sisters' names?

2 A Michelle, Dreena, and Pam and Cheryl.

3 Q How long did you know Olisa Graham's sisters?

4 A Same period of time that I've known her.

5 Q And did you know Terrance Taylor?

6 A Yes.

7 Q Did you call -- what did you call Mr. Taylor or  
8 how do you call Mr. Taylor today?

9 A Lug.

10 Q And did you know a gentleman by the name of  
11 Antonio Anthony?

12 A Is that Country?

13 Q Well, let me ask you. I don't mean to sound like  
14 a lawyer, but you're the one who's testifying, so  
15 do you know a gentleman by the name of Antonio  
16 Anthony?

17 A Not by that name, no.

18 Q Do you know a gentleman by the name of Country?

19 A Yes.

20 Q How long have you known a gentleman who you refer  
21 to by the name of Lug? How long have you known  
22 him?

23 A Maybe since age fifteen.

24 Q And how long have you known Country?

1 A Around the same time.

2 Q And how old are you now?

3 A Thirty-four.

4 Q You have three children?

5 A Yes.

6 Q How old are your children now?

7 A Fifteen, twelve and five.

8 Q Your fifteen year old, when was he or she born?

9 A 1987, December.

10 Q December of 1987?

11 A Correct.

12 Q So that, in August of 1988, you would agree your

13 -- is it a son or daughter? I'm sorry.

14 A He's a son.

15 Q He was nine months old in August of 1988?

16 A Correct.

17 Q And where were you living in August of 1988?

18 A On 23 Sonoma Street.

19 Q And who were you living there with?

20 A Olisa Graham.

21 Q And where was your son living?

22 A With me.

23 Q And September and October of 1989, would you

24 agree that your son was almost two years old?

1 A Yes.

2 Q And where were you living in September and  
3 October of 1989?

4 A Here and there.

5 Q When you say here or there, what do you mean by  
6 that?

7 A Back and forth between different people's houses.  
8 The Grahams, my son's grandmother. I was not  
9 stable.

10 Q In August of 1988 where were you living?

11 A On 23 Sonoma Street.

12 Q And how would you describe your state of mind,  
13 your living situation then? Was it stable then?  
14 At least in your mind?

15 A It was stable then, yes.

16 Q And do you have a memory of being someplace on  
17 Friday night, August 19, 1988?

18 A Yes.

19 Q When was the first time that you talked to  
20 somebody about that particular memory that you  
21 had?

22 A Someone like who?

23 Q Someone like somebody, a person, a human being.

24 A The next day.

1 in this afternoon and testified before Judge  
2 Rouse?

3 A No.

4 Q You haven't been speaking to her out in the  
5 corridor?

6 A No.

7 Q You haven't been speaking with her back in the  
8 neighborhood?

9 A Back in what neighborhood?

10 Q Wherever you're living now.

11 A No. We don't live in the same neighborhood.

12 Q Did you call Olisa Graham up and talk to her  
13 about this case a couple months ago?

14 A Last summer when the attorney -- when the private  
15 investigator and the attorney first came to my  
16 house.

17 Q And when you say last summer, if this is July of  
18 2003, do you mean this summer or do you mean last  
19 year, 2002?

20 A Last year.

21 Q And what happened when that person came to your  
22 house?

23 A The attorney and the investigator?

24 Q Yes.

1 A I spoke with them about the --

2 Q Tell us about that. Did they call you up? Did  
3 you call them? How was it that they knew to come  
4 to your house?

5 A Because I had written Shawn and he had written me  
6 back and explained to me that he had an attorney  
7 and a private investigator who were trying to  
8 help him get an appeal for his case and he sent  
9 the number through the mail and I contacted  
10 Rosemary and we made an appointment for them to  
11 come to my house and speak with me.

12 Q When you say Rosemary, just for the record,  
13 that's Mr. Drumgold's lawyer to whom you refer as  
14 Rosemary?

15 A Yes.

16 Q And the letters that you exchanged with Mr.  
17 Drumgold, how often would you write Mr. Drumgold  
18 a letter? That is, how often would you sit where  
19 you were living and write a letter to Mr.  
20 Drumgold?

21 A I'm not sure.

22 Q Well, did you write him once a week? Once a  
23 month? Once a year?

24 A No. I have been writing him off and on for the